

1
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3
4 BILL NO. G-77-04-08

5 GENERAL ORDINANCE NO. G-23-77

6 AN ORDINANCE amending General Ordinance No. G-97 by authorizing the
7 vacation of a certain alley and
8 street.

9 BE IN ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
10 WAYNE, INDIANA:

11 SECTION 1. Petition for the vacation of a certain
12 alley and street having been filed with the Fort Wayne City Plan
13 Commission in accordance with Section 44, Chapter 174, of the Acts
14 of the General Assembly of the State of Indiana, as amended by
15 Section 3, Chapter 385, of the Acts of 1963 of the General Assembly
16 of the State of Indiana (Burns Ind. Stat., 1974 Replacement, Sec.
17 53-744), the Thoroughfare Plan as set forth in General Ordinance
18 No. G-97 adopted by the Common Council of the City of Fort Wayne
19 on November 26, 1963, is amended by deleting the following street
20 and alley, to-wit:

21 The real estate in White's Fourth Addition to the
22 City of Fort Wayne, also known as J.B. White's 4th
23 Addition to the City of Fort Wayne, described as:
24 Sand Street; also Street North of Lots 242 and 172
25 commonly known and described as Jay Street; also alley
26 running between Lots 240 and 169 on the North side
and Lots 239 and 168 on the South side; also alley
running between Lots 240, 241 and 242 on the West side
and Lots 169, 170, 171 and 172 on the East side, all
in the Southwest Quarter, Section 6, Township 30
North, Range 13 East.

27 SECTION 2. After passage of this Ordinance, approval by
28 the Mayor and legal publication, a duly certified copy of this
29 Ordinance, of the recommendation of the Fort Wayne City Plan
30 Commission, and of the action of the Mayor, shall be transmitted
31 by the City Clerk to the Board of Public Works of the City of Fort
32 Wayne, Indiana.

33 SECTION 3. This Ordinance shall be in full force and
34 effect from and after its passage, approval by the Mayor and legal
35 publication thereof.

APPROVED AS TO FORM
AND LEGALITY.


CITY ATTORNEY


Councilman

Read the first time in full and on motion by V. Schmidt, seconded by Hunter, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City County Building, Fort Wayne, Indiana, on _____, the day of _____, 1976, at _____ o'clock P.M., E.S.T.

DATE: 4-12-77 Charles W. Wintersman
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Linga, and duly adopted, placed on its passage.

PASSED (~~1054~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>9</u>	<u>0</u>	<u> </u>	<u> </u>	<u> </u>
BURNS	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
HINGA	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
HUNTER	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
MOSES	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
NUCKOLS	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
SCHMIDT, D.	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
SCHMIDT, V.	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
STIER	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TALARICO	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: 6-28-77 Charles W. Wintersman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING-MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION)

ORDINANCE (RESOLUTION) No. 2-23-77 on the 28th day of June, 1976.
ATTEST: (SEAL)

Charles W. Wintersman John Nuckols
CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of June, 1976, at the hour of 11:30 o'clock A. M., E.S.T.
Charles W. Wintersman
CITY CLERK

Approved and signed by me this 30th day of June, 1976, at the hour of 10:20 o'clock A. M., E.S.T.
Robert E. Cunningham
MAYOR

Bill No. G-77-04-08

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of a
certain alley and street

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance DO PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WINFIELD C. MOSES, JR. - VICE CHAIRMAN

WILLIAM T. HINGA

DONALD SCHMIDT

SAMUEL J. TALARICO

Vivian G. Schmidt

Winfield C. Moses, Jr.

William T. Hinga

Donald Schmidt

Samuel J. Talarico

6-28-77

CONCURRED IN

DATE CHARLES W. WESTERMAN, CITY CLERK

Jay & Sand & adjacent alleys

RECEIPT

Date

Jan 25

1977

No.

6902

Received From

Newkirk, Kone Kowalczyk & Leal

Address

Gift declared 1/2
for vacation -

Dollars

\$50.⁰⁰

Sand St.

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT	50.00		CASH		
AMT. PAID	50.00		CHECK	4047	
BALANCE DUE			MONEY ORDER		

By J. City Plan Comm.

64-224-9 5/27/71
R E S O L U T I O N

WHEREAS, STRAUB BROS., INC. and WAYNE HOME EQUIPMENT CO., INC., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public streets and alleys, in Allen County, Indiana, to-wit:

The real estate in White's Fourth Addition to the City of Fort Wayne, also known as J. B. White's 4th Addition to the City of Fort Wayne, described as:
Sand Street; also Street North of Lots # 242 and 172 commonly known and described as Jay Street; also alley running between Lots # 240 and # 169 on the North side and Lots # 239 and # 168 on the South side; also alley running between Lots # 240, 241 and 242 on the West side and Lots # 169, 170, 171 and 172 on the East side, all in Southwest Quarter, Section 6, Township 30 North, Range 13 East.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46, and,

WHEREAS, notice of such public hearing will be given by due and proper publication thereof;

WHEREAS, said vacation of public streets and alleys has been routed thru the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board and thru the public utility companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public streets and alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public streets and alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said streets and alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Henry P. Wehrenberg, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works following a Board of Works meeting held on May 18, 1977, and as the same appears of record in the official records of said Board of Public Works.

DATED THIS 18 DAY OF May, 1977

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Chairman

E. W. Larson
Member

May G. Scott
Member

R E S O L U T I O N

WHEREAS, STRAUB BROS., INC., and WAYNE HOME EQUIPMENT CO., INC., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public streets, and alleys situated in Allen County, Indiana, to-wit:

The real estate in White's Fourth Addition to the City of Fort Wayne, also known as J. B. White's 4th Addition to the City of Fort Wayne, described as:

Sand Street; also Street North of Lots # 242 and 172 commonly known and described as Jay Street; also alley running between Lots # 240 and # 169 on the North side and Lots # 239 and # 168 on the South side; also alley running between Lots # 240, 241 and 242 on the West side and Lots # 169, 170, 171 and 172 on the East side, all in Southwest Quarter, Section 6, Township 30 North, Range 13 East.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46;

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on Monday, May 16, 1977, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public streets and alleys.

WHEREAS, said vacation of streets and alleys have been routed thru the following departments: Street Engineering, Traffic Engineering, Water Engineer, Water Pollution Control Engineering, Electrical Engineering, Park Board and thru the Public Utility Companies.

WHEREAS, petitioners have agreed to the following:

- a. Reservation of easements in favor of Indiana and Michigan Electrical Company
- b. Condition that there will be no building or improvements by the petitioners within twenty-five (25) feet of the Maumee River Bank on said Sand Street and also provided that the Board of Park Commissioners shall have the right to use said twenty-five (25) feet on said Sand Street for public park open space.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets and alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets and alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said streets and alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

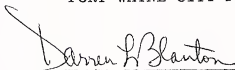
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

I, Darrell L. Blanton, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on May 16, 1977, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 13th DAY OF June, 1977

FORT WAYNE CITY PLAN COMMISSION



Darrell L. Blanton
President

The Fort Wayne City Plan Commission
City-County Building
One Main Street
Fort Wayne, Indiana 46802



Re: PETITION TO VACATE: Sand Street; also a street commonly known and referred to as Jay Street; also alley running between Lots 169, 240 and 168, 239; also alley running between Lots 249, 241, 242 and 169, 170, 171, 172, all in White's Fourth Addition to the City of Fort Wayne, also known as J.B. White's Fourth Addition to the City of Fort Wayne.

Gentlemen:

Reference is made to the captioned PETITION TO VACATE which has been granted by you subject to the following:

1. Reservation of easements in favor of Indiana & Michigan Electric Company,

and

2. Condition that there will be no building or improvements by the petitioners within twenty-five (25) feet of the Maumee River bank on said Sand Street and also provided that the Board of Park Commissioners shall have the right to use said twenty-five (25) feet on said Sand Street for public park open space.

Please be advised that the petitioners hereby consent to said condition, to-wit: Straub Bros., Inc. by Anthony J. Straub as President, Anthony J. Straub and Rita M. Straub, husband and wife, and each over the age of eighteen (18) years of age and Wayne Home Equipment Co., Inc. by Norbert J. Berghoff as President, do hereby agree to said condition that there will be no building or improvements by them within twenty-five (25) feet of the Maumee River bank on said vacated Sand Street, and also agree that the Board of Park Commissions shall have the right to use said twenty-five (25) feet on said Sand Street for a public park open space.

Dated this 1st day of June, 1977.

STRAUB BROS., INC.
502 Glasgow Avenue
Fort Wayne, Indiana 46803

By Anthony J. Straub
(Anthony J. Straub)
President

Anthony J. Straub
(Anthony J. Straub)

Rita M. Straub
(Rita M. Straub)

HUSBAND AND WIFE

WAYNE HOME EQUIPMENT CO., INC.
801 Glasgow Avenue
Fort Wayne, Indiana 46803

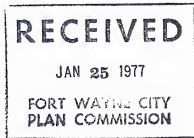
By Norbert J. Berghoff, Pres.
(Norbert J. Berghoff)
President

This instrument prepared by: John R Leal, Attorney
Newkirk, Keane, Kowalczyk & Leal
221 West Wayne Street
Fort Wayne, Indiana 46802
Telephone: (219) 424-1450

PETITION TO VACATE: Sand Street; also a street commonly known and referred to as Jay Street; also alley running between Lots 169, 240 and 168, 239; also alley running between Lots 249, 241, 242 and 169, 170, 171, 172, all in White's Fourth Addition to the City of Fort Wayne

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

THE BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA



The undersigned petitioners do hereby respectfully petition the Fort Wayne City Plan Commission and the Board of Public Works to vacate the following public streets and alleys within the City of Fort Wayne, County of Allen, Indiana, hereby described as follows:

The real estate in White's Fourth Addition to the City of Fort Wayne, also known as J.B. White's 4th Addition to the City of Fort Wayne, described as: Sand Street; also Street North of Lots 242 and 172 commonly known and described as Jay Street; also alley running between Lots 240 and 169 on the North side and Lots 239 and 168 on the South side; also alley running between Lots 240, 241 and 242 on the West side and Lots 169, 170, 171 and 172 on the East side, all in the Southwest Quarter, Section 6, Township 30 North, Range 13 East.

In support thereof, your petitioner would represent that:

1. They are the only owners of the real estate abutting both sides of said streets and alleys.
2. Sand Street, said Jay Street and said alleys are not necessary as ingress or egress to any other properties whatsoever.
3. Said Sand Street, said Jay Street and said alleys are unopened and unimproved and have been so unopened and unimproved since the platting of said White's Fourth Addition to the City of Fort Wayne on October 6, 1873.
4. No other person, firm, or corporation is interested in or affected by the requested vacation.
5. The maintenance of said streets and alleys is not necessary or advantageous to the growth of the City of Fort Wayne, and such maintenance is not to the best interest of the City of Fort Wayne and the citizens thereof.

Your petitioners file this petition pursuant to the authority granted in IC 18-7-5-46 (Burns Indiana Statutes Annotated, Section 53-744) in order to complete the vacation as above described.

WHEREFORE, your petitioners pray that the above described streets and alleys be vacated according to the provisions of the Indiana Law pertaining thereto.

Dated this 25th day of January , 1977.

STRAUB BROS., INC.
502 Glasgow Avenue
Fort Wayne, Indiana 46803

By X Anthony J. Straub Pres.

(Anthony J. Straub)
President

X Anthony J. Straub
(Anthony J. Straub)

X Rita M. Straub
(Rita M. Straub)

HUSBAND AND WIFE

WAYNE HOME EQUIPMENT CO., INC.
801 Glasgow Avenue
Fort Wayne, Indiana 46803

By X Norbert J. Berghoff

(Norbert J. Berghoff)
President

John R Leal, Attorney
Newkirk, Keane, Kowalczyk & Leal
221 West Wayne Street
Fort Wayne, Indiana 46802
Telephone: (219) 424-1450

DIGEST SHEET

Street and alley vacation ordinance

22-77-04-08

TITLE OF ORDINANCE _____

DEPARTMENT REQUESTING ORDINANCE _____ CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE _____ Petitioners are requesting the vacation of the following described alleys and streets: The real estate in White's Fourth Addition to the City of Fort Wayne, also known as J. B. White's 4th Addition to the City of Fort Wayne described as follows:

Sand Street; also Street North of Lots # 242 and # 172 commonly known and described as Jay Street; also alley running between Lots # 240 and # 169 on the North side and Lots # 239 and # 168 on the South side; also alley running between Lots # 240, 241 and 242 on the West side and Lots # 169, 170, 171 and 172 on the East side, all in Southwest Quarter, Section 6, Township 30 North, Range 13 East

EFFECT OF PASSAGE _____ If vacation, alley and streets would be utilized by abutting property owners.

EFFECT OF NON-PASSAGE _____ Alleys and streets would remain open.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____ none

ASSIGNED TO COMMITTEE (J.N.) _____

Regulations



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

June 30, 1977

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of July 5 and July 12, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-77-04-08
General Ordinance No. G-23-77

Bill No. G-77-06-15
General Ordinance No. G-24-77

Bill No. Z-77-04-26
Zoning Map Ordinance No. Z-13-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 3

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

108

2

110

OF CHARGES

lines 1 columns wide equals 110 equivalent lines at 2594 cents per line

\$ 28.40

Additional charge for notices containing rule or tabular work (50 per cent of above rate)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$ 29.90

PUTTING COST

Number of single column insertions 99

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Provision and penalties of Ch. 89, Acts 1967,

That the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just to and of the same has been paid.

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County }

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

7/5-12/77

Subscribed and sworn to before me this 12th day of July 1977

Notary Public

My commission expires September 28, 1979

Notice is hereby given that on the 28th day of June, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-27-04-08, G-27-7 General Ordinance, to wit:

BILL NO. G-27-04-08

GENERAL ORDINANCE NO. G-23-77

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley and street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain alley and street having been filed with the Fort Wayne City Plan Commission in accordance with Section 46, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat., 1974 Replacement, Sec. 33-746), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 28, 1963, is amended by deleting the following street and alley, to wit:

The 1/2 estate in White's Fourth Addition to the City of Fort Wayne, also known as J. B. White's 4th Addition to the City of Fort Wayne, described as: Sand Street; also Street North of Lots 242 and 172 commonly known and described as Jay Street; also alley running between Lots 240 and 169 on the North side and Lots 239 and 168 on the South side; also alley running between Lots 240, 241 and 242 on the West side and Lots 169, 170, 171 and 172 on the East side, all in the Southwest Quarter, Section 4, Township 30 North, Range 13 East.

SECTION 2. After adoption of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be:

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

VIVIAN G. SCHMIDT
Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Nine Burns, Kinga, Hunter, Moske, Nuckols, D. Scler, V. Schmidt, Stier, Talarico

Nays: None

Date: 6-28-77

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-23-77 on the 28th day of June, 1977.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of June, 1977, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 30th day of June, 1977 at the hour of 10:30 o'clock A.M., E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-23-77 passed by the Common Council on the 28th day of June, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 30th day of June, 1977, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 30th day of June, 1977.

CHARLES W. WESTERMAN
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	_____
Head	number of lines	_____
Body	number of lines	<u>108</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<u>110</u>

COMPUTATION OF CHARGES

110 lines, 3 columns wide equals 110 equivalent lines at .250 cents per line \$ 28.40

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM \$ 29.90

DATA FOR COMPUTING COST

Width of single column 9.9 cms

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date July 12, 19 77

Title _____ CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

7/5-12/77

Subscribed and sworn to before me this 12th day of July, 1977

V. E. Gerken
Notary Public

My commission expires September 28, 1979

Each copy of
advertisement here

8:30
AND FRIDAY

PURCHASE
US RIDE
ARK LOT OR
PARKING
UNT PRICES

ONE STREET
KEY

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines _____

Head number of lines _____

Body number of lines 108

Tail number of lines 2

Total number of lines in notice 110

HARGES

lines, 1 columns wide equals 110 equivalent lines at .2594 cents per line \$28.49

al charge for notices containing rule or tabular work (50 per cent of above _____

for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM

\$29.99

TINING COST

9.9
single column 11 ems Size of type 5 1/2 point

of insertions 2 Size of quad upon which type is cast 5 1/2

vision and penalties of Ch. 89, Acts 1967,

the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

Arvilla DeWald
Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

7/5-12/77

Subscribed and sworn to before me this 12th day of July 1977

My commission expires September 28, 1979 Notary Public

CH COPY OF
SEMENT HERE

Notice is hereby given that on the 28th day of June, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-77-08, G-23-77 General Ordinance, to wit:

BILL NO. G-77-08
GENERAL ORDINANCE NO. G-23-77

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley and street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain alley and street having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat., 1974 Repl.), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following street and alley, to wit:

The real estate in White's Fourth Addition to the City of Fort Wayne, also known as J. B. White's 4th Addition to the City of Fort Wayne, described as: Sand Street; also Street North of Lots 242 and 172 commonly known and described as Jay Street; also alley running between Lots 240 and 169 on the North side and Lots 239 and 168 on the South side; also alley running between Lots 240, 241 and 242 on the West side and Lots 169, 170, 171 and 172 on the East side, all in the Southwest Quarter, Section 6, Township 30 North, Range 13 East.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

VIVIAN G. SCHMIDT, Mayor
COUNCILMAN

Read the third time in full and on motion by V. Schmidt; seconded by Hinga, and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Nine Burns, Kings, Hunter, Moses, Nuckols, D. Scio, V. Schmidt, Slier, Talarico
Nays: None
Date: 6-28-77
Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance G-23-77 on the 28th day of June, 1977.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of June, 1977, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 30th day of June, 1977 at the hour of 10:30 o'clock A.M., E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-23-77 passed by the Common Council on the 28th day of June, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 30th day of June, 1977, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 30th day of June, 1977.

CHARLES W. WESTERMAN
City Clerk

SEAL
7-5-12

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	_____
Head	number of lines	_____
Body	number of lines	108
Tail	number of lines	2
Total number of lines in notice		110

COMPUTATION OF CHARGES

110 lines, 1 columns wide equals 110 equivalent lines at .2594 cents per line	\$ 28.49
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	_____
Charge for extra proofs of publication (50 cents for each proof in excess of two)	1.50
TOTAL AMOUNT OF CLAIM	\$ 29.99

DATA FOR COMPUTING COST

Width of single column 9.9 M ems	Size of type 5 1/2 point
Number of insertions 2	Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date July 12, 1977

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

7/5-12/77

Subscribed and sworn to before me this 12th day of July 1977

Notary Public

My commission expires September 28, 1979

